MAR 3 0 2005 ES

ASSTORNEY DOCKET NO. 600-33-DIV

**PATENT** 

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applic	cation of )	Examiner:	MCKENZIE, THOMAS C
Beard, et al.		Unit:	1624
Serial No.:	10/612,667 )	Out.	1024
Filed:	July 2, 2003		
CHROMEN GROUP HA	AMINES SUBSTITUTED WITH ) NAPHTHALENYL, ) NYL OR THIOCHROMENYL ) AVING RETINOID-LIKE ) CAL ACTIVITY		

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Certificate of Mailing

Commissioner for Patents Alexandria, VA 22313-1450 I hereby certify that this correspondence is being deposited on 3-28-05 with the United States Postal Service as first class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

March 28, 2005

Dear Sir:

Attached is a Supplemental Information Disclosure Statement By Applicant for Patent Application 10/612,667, filed July 2, 2003. Pursuant to 37 CFR Sections 1.97 and 1.98, and in fulfillment of the duty of candor set forth in 37 CFR Section 1.56, Applicant cites the following documents listed on Form 1449, submitted herewith. Copies of the following US Patent references and references from the *Journal of American Chemistry Society* are not enclosed in that they were submitted or cited by the Applicant in the parent application, serial number 09/533,680 filed March 23, 2000, now US Patent No. 6,613,917.

03/30/2005 NNGUYEN1 00000036 10612667

01 FC:1806

180.00 OP

	U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number Number-Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
		US-5,405,851				
		US-5,616,712				
		US-5,808,083				

	0	5		PATENT DOCUMENT	<del></del>	T
Examiner	Cite	Foreign Patent Document ountry Code -Number <sup>4</sup> -Kind <sup>5</sup> (if known)	Publication Dat	Name of Patentee or	Pages, Columns, Lines, Where Relevant	ء ا
Initials*	No.¹	- · · · · · · · · · · · · · · · · · · ·	MM-DD-YYYY	Applicant of Cited Document	Passages or Relevant Figures Appear	T <sup>6</sup>
		EP 1 061 081 A	12-20-00			
		EP 0 679 630 A	11-02-95			1
		OTHER PRIOR	ART - NO	N PATENT LIERATU	IRE DOCUMENTS	
Examiner Initials* Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, pate(s), volume-issue number(s), publisher, city and/or country where published						T <sup>2</sup>
		J. Am. Chem. Soc.,	1998, 120, 9	7722.		
		J. Am. Chem. Soc.,	1999,121, 60	090.		
		Elmori, Abdelhakim (1992), 34(4), 799-80	et al: "A no 06, XP0010	ovel synthesis of 6-deme 31143, page 801; figure	thoxyacronycine" Heterocycles 12, page 804, paragraph 1.	
				s of des-N-methylacrony 1701, page 2245; figure	veine and acronycine" J. Org. Chem. 2	

## **REMARKS**

Submission of the foregoing documents is not representation that a search was made, or if made, that it was comprehensive, or that no other documents exist which may be material to the above-identified application.

Moreover, the applicant does not concede that the foregoing documents are necessarily prior art to the invention.

Respectfully submitted,

Date: March 25, 2005

Gabor L. Szekeres, Registration No. 28,675

Attorney for Applicant

Law Offices of Gabor L. Szekeres 8141 E. Kaiser Boulevard, Suite 112 Anaheim Hills, California 92808 Telephone: (714) 998-3295

Facsimile: (714) 998-3296

PTO/SB/O8A (10-01)

Approved for use through 10/31/2002. OMB 0651-0031 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

r the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

**SUPPLEMENTAL** INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Substitute for form 1449A/PTO

Sheet

2

(Use as many sheets as necessary)

Complete if Known **Application Number** 10/612,667 **Filing Date** 07/02/03 **First Named Inventor** Beard, et al. Art Unit 1624 **Examiner Name** MCKENZIE, THOMAS C Attorney Docket Number 600-33-DIV

U.S. PATENT DOCUMENTS						
Examiner	Cite	Document Number	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where Relevant	
Initials*	No.	Number-Kind Code <sup>2</sup> (if known)	MM-DD-YYYY	Applicant of Cited Document	Passages or Relevant Figures Appear	
		US-5,405,851				
*******************************		US-5,616,712				
		US-5,808,083				
		US-				
		US-				
		US-				
		US-				
		US-				
<del></del>		US-				
		US-				
		US-				
	***************************************	US-				
		US-				
		US-				
		US-				
	***************************************	US-				
		US-				
		US-				
		US-				
		US-				

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Foreign Patent Document ountry Code -Number 4-Kind 6 (if known)	Publication Dat MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		EP 1 061 081 A	12-20-00			1
***************************************		EP 0 679 630 A	11-02-95			1
						T
						1

Examiner	Date
Signature	Considered

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>3</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at <a href="www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. 
<sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST 3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached. Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. any comments on the amount of time you are required complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES FOR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

MAR 3 0 2005

Sheet

PTO/SB/08B (10-01)
Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark office: U.S. DEPARTMENT OF COMMERCE

Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT Applicant Num Filing Date First Named In Group Art Unit

(use as many sheets as necessary)

of

Complete if Known

Applicant Number 10/612,667

Filing Date 07/02/03

First Named Inventor Beard, et al.

Group Art Unit 1624

Examiner Name MCKENZIE, THOMAS C

Attorney Docket Number 600-33-DIV

		OTHER PRIOR ART – NON PATENT LIERATURE DOCUMENTS	
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, pate(s), volume-issue number(s), publisher, city and/or country where published	T <sup>2</sup>
		J. Am. Chem. Soc., 1998, 120, 9722.	
	<b>-</b>	J. Am. Chem. Soc., 1999,121, 6090.	
		Elmori, Abdelhakim et al: "A novel synthesis of 6-demethoxyacronycine" Heterocycles (1992), 34(4), 799-806, XP001031143, page 801; figure 12, page 804, paragraph 1.	
		Loughhead, David G.: "Synthesis of des-N-methylacronycine and acronycine" J. Org. Chem. (1990), 55(7), 2245-6, XP002181701, page 2245; figure 2	
Examin		Date Considered	

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.